

United States District Judge RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

ROBERT E. GARCIA, )  
Plaintiff, ) CIVIL NO. C10-5463RBL-JRC  
vs. )  
MICHAEL J. ASTRUE, ) ORDER FOR EAJA FEES AND  
Commissioner of Social Security, ) EXPENSES  
Defendant. )

THIS MATTER having come on regularly before the undersigned upon Plaintiff's Motion to Award EAJA Fees and Expenses, and the Court agreeing that EAJA fees and expenses should be awarded, good cause having been shown, now, therefore, it is hereby

ORDERED that Plaintiff is hereby awarded EAJA fees of \$7,462.59 and expenses in the sum of \$22.60. Subject to any offset allowed under the Treasury Offset Program, as discussed in *Astrue v. Ratliff*, 130 S. Ct. 2521, 560 U.S. \_\_ (2010), payment of this award shall be made via check sent to Eitan Kassel Yanich's address: Eitan Kassel Yanich, PLLC, 203 Fourth Avenue E., Suite 321, Olympia, WA. 98501.

## ORDER FOR EAJA FEES AND EXPENSES [C10-5463RBL-JRC] - 1

Law Office of Eitan Kassel Yanich, PLLC  
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(360) 705-1226

After the Court issues the order for EAJA fees and expenses, the Commissioner will consider the matter of Plaintiff's assignment of EAJA fees and expenses to Plaintiff's attorney. Pursuant to *Astrue v. Ratliff*, the ability to honor the assignment will depend on whether the EAJA fees and expenses are subject to any offset allowed under the Treasury Offset Program. The Commissioner agrees to contact the Department of Treasury after the order for EAJA fees and expenses is entered to determine whether the EAJA fees and expenses are subject to any offset. If the EAJA fees and expenses are not subject to any offset, the EAJA attorney's fees and expenses will be paid directly to the order of plaintiff's attorney Eitan Kassel Yanich.

DATED this 5<sup>th</sup> day of July, 2011.

Ronald B. Lightner

RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE

Presented by:

S/EITAN KASSEL YANICH  
EITAN KASSEL YANICH, WSBA #13690  
Attorney for Plaintiff